

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

JASON WILLIAMS, also known as Lael Fells,

Petitioner,

vs

9:02-CV-695

JOHN W. BURGE, Superintendent, Auburn
Correctional Facility,

Respondent.

APPEARANCES:

OF COUNSEL:

JASON WILLIAMS
also known as Lael Fells
Petitioner, Pro Se
92-B-1929
Gouverneur Correctional Facility
P.O. Box 480
Gouverneur, NY 12642

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State of New York
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The Capitol
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GERALD J. ROCK, ESQ.
Asst. Attorney General

DAVID N. HURD
United States District Judge

DECISION and ORDER

Petitioner, Jason Williams, also known as Lael Fells, brought this petition for a writ of habeas corpus pursuant to 28 U.S.C. § 2254. By a report recommendation dated

August 15, 2005, the Honorable David E. Peebles, United States Magistrate Judge, recommended that the petition for a writ of habeas corpus be denied and dismissed in its entirety. Petitioner has filed timely objections.

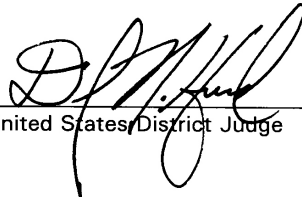
Based upon a de novo determination of the report and recommendation, including the portions to which petitioner objected, the Report-Recommendation is accepted and adopted in whole. See 28 U.S.C. 636(b)(1); Rule 10, Rules Governing Section 2254 Cases.

Accordingly, it is

ORDERED that the petition is DENIED and DISMISSED in its entirety.

IT IS SO ORDERED.

Dated: December 7, 2005
Utica, New York.


United States District Judge